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Attorneys for Defendant Federal Deposit
Insurance Corporation as Receiver for
First Republic Bank

**IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

ROBERT A. DALY JR.,

Plaintiff,

v.

FEDERAL DEPOSIT INSURANCE
CORPORATION, as Receiver for
First Republic Bank,

Defendant.

Case No. 3:24-cv-00242-EMC

**JOINT STIPULATION AND ~~[PROPOSED]~~
ORDER TO RESET SETTLEMENT
CONFERENCE DATE**

Complaint Filed: January 1, 2024
Trial Date: August 24, 2026

Prior Settlement Conference: December 2, 2025
New Settlement Conference: TBD

JOINT STIPULATION

Plaintiff Robert A. Daly Jr. ("Plaintiff") and Defendant Federal Deposit Insurance Corporation as Receiver for First Republic Bank ("FDIC-R") (the "Parties"), by and through their undersigned counsel, hereby STIPULATE and AGREE as follows:

WHEREAS, the Parties were scheduled to appear before the Honorable Peter J. Kang for a settlement conference on December 2, 2025 (*See* Dkt. Nos. 95, 97, 98);

WHEREAS, due to an unexpected medical emergency by the FDIC-R's representative, the Parties jointly stipulated and Magistrate Kang agreed to reschedule the Settlement Conference from December 2, 2025 to a mutually-available date in January 2026 with proposed dates to be submitted by the Parties (*See* Dkt. 101);

NOW THEREFORE, the Parties respectfully propose that the Settlement Conference proceed before Magistrate Kang on **January 13, 14, 15, or 21**, with the 21st being preferable. The Parties have already exchanged and submitted settlement conference statements to Magistrate Kang.

IT IS SO STIPULATED

Dated: December 12, 2025

**ELKINS KALT WEINTRAUB REUNBEN
GARTSIDE LLP**

By: /s/ Julie Z. Kimball
Jeffrey K. Riffer
Julie Z. Kimball

Counsel for Plaintiff Robert A. Daly Jr.

Dated: December 12, 2025

BALLARD SPAHR LLP

By: /s/ Scott S. Humphreys
Scott S. Humphreys
Brianna R. Howard
Mitchell L. Turbenson

Counsel for Federal Deposit Insurance Corporation as
Receiver for First Republic Bank


Pursuant to L.R. 5-1(i)(3), the filer of this document attests that each of the other Signatories have concurred in the filing of the document, which shall serve in lieu of their signatures on the document.

~~PROPOSED~~ ORDER

Pursuant to the foregoing Joint Stipulation, the Court hereby ORDERS that the settlement conference in this action shall be continued to January 21, 2026, at 1:00 p.m. The settlement conference shall take place in-person. If a party has at least one person with full authority to settle and at least one counsel of record both present in-person at the settlement conference, other representatives of that party may attend by Zoom.

IT IS SO ORDERED

DATED: 12/12/2025


HONORABLE PETER H. KANG
UNITED STATES MAGISTRATE JUDGE